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TV INTERACTIVE DATA CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

TV INTERACTIVE DATA CORPORATION, a
California Corporation,

Plaintiff,

v.

SONY CORPORATION; SONY COMPUTER
ENTERTAINMENT INC.; SONY COMPUTER
ENTERTAINMENT AMERICA, INC.; SONY
CORPORATION OF AMERICA; SONY
ELECTRONICS, INC.; SAMSUNG ELECTRONICS
CO., LTD.; SAMSUNG ELECTRONICS AMERICA,
INC.; ROYAL PHILIPS ELECTRONICS N.V.;
PHILIPS ELECTRONICS NORTH AMERICA
CORPORATION; TOSHIBA CORPORATION;
TOSHIBA AMERICA, INC.; TOSHIBA AMERICA
CONSUMER PRODUCTS, L.L.C.; PANASONIC
CORPORATION; PANASONIC CORPORATION OF
NORTH AMERICA; VICTOR COMPANY OF
JAPAN, LTD.; JVC AMERICAS CORP.; LG
ELECTRONICS, INC.; LG ELECTRONICS U.S.A.,
INC.; ZENITH ELECTRONICS LLC; PIONEER
CORPORATION; PIONEER ELECTRONICS (USA)
INC.; SHARP CORPORATION; SHARP
ELECTRONICS CORPORATION; FUNAI
ELECTRIC CO., LTD.; FUNAI CORPORATION,
INC.; D&M HOLDINGS INC.; D&M HOLDINGS US,
INC.; AND DENON ELECTRONICS (USA), LLC,

Defendants.

Case No. C 10-00475 JF

**STIPULATION OF DISMISSAL
OF CLAIMS WITH PREJUDICE
BETWEEN PLAINTIFF AND
PIONEER CORPORATION AND
PIONEER ELECTRONICS
(USA) INC. AND ~~{PROPOSED}~~
ORDER**

Case No. C 10-00475 JF

81848931.1

STIPULATION OF DISMISSAL OF CLAIMS
WITH PREJUDICE BETWEEN PLAINTIFF
AND PIONEER AND ~~{PROPOSED}~~ ORDER

Pursuant to Fed. R. Civ. P. 41, Civ. L.R. 7-12, and the agreement of the parties, TV Interactive Data Corporation (“TVI”) and Pioneer Corporation and Pioneer Electronics (USA) Inc. (together “Pioneer”), by and through their respective counsel of record, hereby stipulate and agree as follows:

1. On February 2, 2010, TVI filed this action in the United States District Court for the Northern District of California asserting claims of patent infringement under U.S. Patent Nos. 5,597,307, 5,795,156, 6,249,863, and 6,418,532.

2. On May 3, 2010, Pioneer filed its Answer and Counterclaims.

3. TVI and Pioneer have now reached an agreement to settle their differences relating to the above-captioned action.

4. All claims TVI asserted against Pioneer in the above-captioned action are hereby dismissed with prejudice. The foregoing dismissal shall have no impact whatsoever on TVI’s claims and rights against any party other than Pioneer. TVI is dismissing only its claims against Pioneer, and expressly maintains all of TVI’s claims for relief against all other parties to this action.

5. All counterclaims Pioneer asserted against TVI in the above-captioned action are hereby dismissed with prejudice.

6. TVI and Pioneer each shall bear their own costs and attorneys’ fees in connection with the action.

7. TVI and Pioneer request that the Court reserve jurisdiction over this matter with respect to Pioneer to oversee and enforce the agreement between TVI and Pioneer.

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ROBINS, KAPLAN, MILLER & CIRESI L.L.P.
ATTORNEYS AT LAW
MINNEAPOLIS

I, Sang Young A. Brodie, the filer of this document attest that concurrence in the filing of this document has been obtained from Sherman W. Kahn.

DATED: November 15, 2010

ROBINS, KAPLAN, MILLER & CIRESI L.L.P.

By: /s/ Sang Young A. Brodie
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TV INTERACTIVE DATA CORPORATION**

1 Dated: November 15, 2010

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13 **ATTORNEYS FOR DEFENDANTS PIONEER**
14 **CORPORATION AND PIONEER**
15 **ELECTRONICS (USA), INC.**

1 **PURSUANT TO STIPULATION, ALL CLAIMS TVI ASSERTED AGAINST**
2 **PIONEER AND ALL COUNTERCLAIMS PIONEER ASSERTED AGAINST TVI IN**
3 **THE ABOVE-CAPTIONED ACTION ARE HEREBY DISMISSED WITH PREJUDICE.**

4 **IT IS SO ORDERED.**

5
6 DATED: 11/16/10

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8 _____
9 Honorable Jeremy Fogel
10 United States District Judge

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ROBINS, KAPLAN, MILLER & CIRESI L.L.P.
ATTORNEYS AT LAW
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PROOF OF SERVICE

[illegible]

I am employed in the County of Hennepin, State of Minnesota. I am over the age of 18 and not a party to the within action; my business address is 800 LaSalle Avenue 2800 LaSalle Plaza, Minneapolis Minnesota 55402.

On November 15, 2010 I served the foregoing document described as **STIPULATION OF DISMISSAL OF CLAIMS WITH PREJUDICE BETWEEN PLAINTIFF AND PIONEER CORPORATION AND PIONEER ELECTRONICS (USA) INC. AND [PROPOSED] ORDER** on the interested parties in this action by placing a true and correct copy thereof enclosed in a sealed envelope addressed as follows:

See Attached Service List

[] **BY MAIL:** I caused such envelope to be deposited in the mail at Minneapolis, Minnesota. The envelope was mailed with postage thereon fully prepaid.

I am “readily familiar” with this firm’s practice of collection and processing correspondence for mailing. It is deposited with U.S. postal service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

BY FEDERAL EXPRESS - OVERNIGHT: I caused such envelope to be deposited in a box or other facility regularly maintained by Federal Express in an envelope or package designated by Federal Express with delivery fees paid.

☐ **BY FACSIMILE:** I served a true copy of the document(s) described on all parties to this action by facsimile transmission, and the transmission was reported as complete and without error. Facsimile transmissions were sent and addressed as stated above.

☐ **BY PERSONAL SERVICE:** I caused such envelope to be delivered by hand to the offices of the addressees.

[X] BY E-MAIL: I served a true copy of the document(s) on all parties to this action via e-mail transmission. E-mail transmissions were sent and addressed as stated above.

[X] (Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction service was made.

Executed on November 15, 2010 at Minneapolis, Minnesota.

Michele M. Tacheny
Michele M. Tacheny

SERVICE LIST

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U.S.D.C. Northern District of California Case No. 10-CV-00475 EMC

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